

**May 26, 2015
Springfield, Missouri**

The City Council met in regular session May 26, 2015 in the Council Chambers at Historic City Hall. The meeting was called to order by Mayor Bob Stephens. A moment of silence was observed.

Roll Call

Present: Mike Schilling, Craig Fishel, Ken McClure, Jan Fisk, Craig Hosmer, Kristi Fulnecky, Phyllis Ferguson, and Bob Stephens. Absent: Justin Burnett.

Minutes

The minutes of May 11, 2015 were approved as presented.

Consent Agenda

The Consent Agenda One Reading and Second Reading bills were finalized and approved as amended.

Councilman Hosmer asked that Council Bill 2015-146 and Council Bill 2015-131 be removed from the Consent Agenda. Ms. Cotter informed Council those items would be removed from the Consent Agenda and placed under First Reading Bills.

CEREMONIAL MATTERS

City Managers report and responses to questions raised at the previous City Council meeting:

Greg Burris, City Manager, responded all questions had been answered. Mr. Burris noted all nine Community Listen events in Springfield's northwest quadrant have been completed. He expressed his appreciation to Councilwoman Ferguson for co-hosting these events and for continuing the dialogue with neighbors. He also expressed his appreciation to everyone who attended. Mr. Burris noted the top three issues relayed by neighbors were: chronic nuisance properties, sidewalks and roadway issues, and crime. He added a series of follow-up meetings with staff and community partners will be held over the coming months with the goal of having an implementation plan ready by mid-summer to address some of these issues. Mr. Burris noted for a complete listing and details about what was discussed on the tour visit: www.springfieldmo.gov/communitylisten.

Mr. Burris congratulated the Missouri Valley Championship Bears. He noted the Missouri State University (MSU) Baseball Bears have been selected to compete in the NCAA Division I Baseball Championship, where the Missouri Valley Conference Champion Bears earned the No. 8 national seed. He added the four-team Springfield Regional competition will take place at Hammons Field as part of the 64-team NCAA field. Mr. Burris noted opening-round action will begin at 6:00 p.m. Friday, May 29, 2015.

Mr. Burris noted Police Chief Paul Williams provided the Uniform Crime Report monthly data this evening. He added this report looks at crimes in the month of April 2015 in comparison to the same month in 2014. Mr. Burris noted the aforementioned report indicates a 12% increase, primarily caused by increases in the number of aggravated assaults, burglaries, and stolen vehicles.

Mr. Burris noted the Joint City-County Planning Task Force will bring forward the third of three areas deemed as urgent issues at a joint City Council and County Commission luncheon on June 23, 2015. He added the topic will be the sustainability of the Greene County budget. Mr. Burris noted previous presentations were on unfunded stormwater mandates and the criminal justice system. He added the Task Force will do a six-month update, reviewing all three urgent issues on July 14, 2015.

The following bills appeared on the agenda under Second Reading Bills:

**Code Amendment:
Weeds and Other Rank
Vegetation**

Sponsor: Fishel. Council Bill 2015-124. A general ordinance amending the Springfield City Code, Chapter 74, Nuisance and Housing Code, Article VII – Nuisances, Division 2 – Weeds and other Rank Vegetation, Section 74- 405 - Abatement procedure, and Section 74-406 – Charges for abatement by city, and adding a new section 74-406.1 - Administrative fine for repeat abatements, to create a series of penalties for property owners that continue to fail to maintain their property, to make clarifying changes concerning special tax bills and additions to real-estate-tax bills, and to codify due-process-of-law provisions for enforcement actions.

Council Bill 2015-124. General Ordinance 6196 was approved by the following vote: Ayes: Schilling, Fishel, McClure, Fisk, Hosmer, Fulnecky, Ferguson, and Stephens. Nays: None. Absent: Burnett. Abstain: None.

RESOLUTIONS

EMERGENCY BILLS

PUBLIC IMPROVEMENTS

GRANTS

AMENDED BILLS

The following bills appeared on the agenda under Public Hearings:

**Rezoning: 1216 East
Bennett Street**

Sponsor: Burnett. Council Bill 2015-137. A general ordinance amending the Springfield Land Development Code, Section 1-1600, Zoning Maps, by rezoning approximately 0.24 acres of property, generally located at 1216 East Bennett Street from R-SF, Single-Family Residential District to LB, Limited Business District; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: Mexican Villa Food Products, Inc.; 1216 East Bennett Street; Z-15-2015.)

Mayor Stephens noted Councilwoman Ferguson exited Council Chambers and would be recusing herself from this discussion due to a potential conflict of interest.

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. She noted the purpose of the proposed is to rezone the property to create a parking lot for an existing business, Mexican Villa Restaurant. She added if the owner decided to develop the property the

maximum building would be 5,000 square feet with a building height of 25-feet. Ms. Smith noted the Planning and Zoning Commission and staff recommend approval.

An opportunity was given for citizens to express their views.

David Lundstrom, White River Engineering, spoke in support of the proposed. He noted at the neighborhood meeting held to discuss the proposed one of the adjoining neighbors had some concerns about losing the access to her backyard through this property. He added a gate will be provided through the privacy fence so the neighbor would not lose that access.

Councilman Hosmer asked for clarification regarding the planned development for the proposed property. Mr. Lundstrom responded the owner plans to combine the three lots they own to create additional parking.

With no further appearances, the public hearing was closed.

Councilwoman Ferguson returned to Council Chambers.

**Rezoning: 837 South
Glenstone Avenue**

Sponsor: Burnett. Council Bill 2015-138. A general ordinance amending the Springfield Land Development Code, Section 1-1600, Zoning Maps, by rezoning approximately 0.45 acres of property, generally located at 837 South Glenstone Avenue, from R-SF, Single-Family Residential District, to HC, Highway Commercial District; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: Jean A. Gwin; 837 South Glenstone Avenue; Z-16-2015.)

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. She noted the proposed is an effort to correct an issue with zoning and make the zoning consistent in the area. She added if the property is developed there would be a 30 degree bulk plane and a minimum 20-foot bufferyard with fence and landscaping. Ms. Smith noted the Planning and Zoning Commission and staff recommend approval.

An opportunity was given for citizens to express their views. With no appearances, the public hearing was closed.

**Rezoning: 814, 820, 824,
832, 838, 842, 846, and
850 South Robberson
Avenue**

Sponsor: Schilling. Council Bill 2015-139. A general ordinance amending the Springfield Land Development Code, Section 1-1600, Zoning Maps, by rezoning approximately 1.47 acres of property, generally located at 814, 820, 824, 832, 838, 842, 846 and 850 South Robberson Avenue, from R-HD, High-Density Multi-Family Residential District, to R-HD, High-Density Multi-Family Residential District with an overlay of UN, University Combining District; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: Burning Tree Consulting LLC; 814, 820, 824, 832, 838, 842, 846 and 850 South Robberson Avenue; Z-18-2015.)

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. She noted the purpose of the proposed overlay district is to permit university related and compatible uses convenient to the university – including fraternities and sororities. She added the proposed would allow 20%

off-street parking reduction, providing that bicycle parking is implemented. Ms. Smith noted the Planning and Zoning Commission and staff recommend approval.

An opportunity was given for citizens to express their views.

Wesley Runnels spoke in opposition of the proposed. He expressed concern that the proposed could violate the “fair housing choice”. He also expressed concerned that developments, like the proposed, that occur in downtown are pushing out low income individuals in those areas. This could cause them to not be able to find a place to live within their income level.

Councilman Schilling asked Mr. Runnels if he believes the proposed would raise rent in the area. Mr. Runnels responded affirmatively. Councilman Schilling expressed his belief that the proposed would be greek houses and should not affect rent in the area. Mr. Runnels responded the properties being demolished, to build the greek houses are currently occupied as residential or multi-family properties.

Mayor Stephens asked Dan Wichmer, City Attorney, to review the concerns about Fair Housing and provide a response to Council within the next few days.

Shawn Whitney spoke in support of the proposed. He noted he represents the developer. He added a neighborhood meeting was held on April 15, 2015. Mr. Whitney noted three neighbors attended that meeting and two concerns were expressed and have since been addressed. He added the aforementioned concerns were regarding water run-off and pedestrian traffic through the site. Mr. Whitney noted the developer is currently complying with all Fair Housing laws. He added Missouri State University does not currently have enough space for their fraternities and sororities; therefore, the proposed could greatly benefit them by giving them the chance to bring more National organizations to the University.

Councilman Hosmer asked if there would be a future request for tax abatement on this project. Mr. Whitney responded affirmatively, adding that process has begun and the abatement request should be on the next Council agenda.

With no further appearances, the public hearing was closed.

Rezoning: 1911 South National Avenue

Sponsor: Fishel. Council Bill 2015-140. A general ordinance amending the Springfield Land Development Code, Section 1-1600, Zoning Maps, by rezoning approximately 0.32 acres of property generally located at 1911 South National Avenue from GR, General Retail District, to O-2, Office District; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: Diversity Commercial Investments, LLC; 1911 South National Avenue; Z-19-2015.)

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. She noted the Comprehensive Plan identifies this area as appropriate for medium intensity retail, office, or housing. She added the proposed is located directly across from the Mercy Hospital ambulance bays. Ms. Smith noted Mercy Hospital is considered a “major activity center”. She

added the applicants intent is to combine the parking lot included in the proposed with the office building to provide additional parking for that building. Ms. Smith noted the Planning and Zoning Commission and staff recommend approval.

An opportunity was given for citizens to express their views. Anita Cotter, City Clerk, informed Council there was a representative for the developer available to answer questions. With no questions or appearances, the public hearing was closed.

**Rezoning: Chase Street,
Broadway Avenue,
Robberson Avenue,
Washington Avenue,
Lyon Avenue, and
Atlantic Street**

Sponsor: Ferguson. Council Bill 2015-141. A general ordinance amending the Springfield Land Development Code, Section 1-1600, Zoning Maps, by rezoning approximately 52 acres of property generally located on the north and south sides of Chase Street between Broadway Avenue and Robberson Avenue, and on the east and west sides of Washington Avenue between Chase Street and Atlantic Street, at the intersection of Lyon Avenue and Atlantic Street, from HM, Heavy Manufacturing District; LI, Light Industrial District; CS, Commercial Services District; LB, Limited Business District, and R-SF, Single-Family Residential District; to Planned Development District No. 347; and adopting an updated Official Zoning Map. (Both Planning and Zoning Commission and Staff recommend approval.) (By: City of Springfield; On the north and south sides of Chase Street between Broadway Avenue and Robberson Avenue, and on the east and west sides of Washington Avenue between Chase Street and Atlantic Street and at the intersection of Lyon Avenue and Atlantic Street; Planned Development District No. 347.)

Councilman Schilling moved to amend Council Bill 2015-141 to remove all references extending the Moon City Creative District to the east side of Washington Avenue. Councilwoman Ferguson seconded the motion and it was approved by the following vote: Ayes: Schilling, Fishel, McClure, Fisk, Hosmer, Fulnecky, Ferguson, and Stephens. Nays: None. Absent: Burnett. Abstain: None.

Randall Whitman, Senior Planner - Planning and Development, gave a brief overview of the proposed. He noted the proposed is part of a much bigger project and the “back-story” of Moon City. He added Moon City is an effort to create a vibrant, unique, and livable area that provides cultural, employment, and living opportunities for artists, artisans, and workers while supporting the continued revitalization of the Woodland Heights Neighborhood. Mr. Whitman noted Moon City is a vision created by the residents of the Woodland Heights Neighborhood. He pointed out the location and the existing zoning of the Moon City Creative District on the overhead map. He added the Moon City Creative District Strategic Plan was adopted by Council on December 3, 2014. Mr. Whitman gave a brief overview of permitted uses and site limitations for this area. He added the purpose of the proposed planned development is to create opportunities for businesses and services that would benefit from the proximity of the live/work area and from the activities going on along Commercial Street. Mr. Whitman noted a number of uses were eliminated from the area in the proposed, but they were uses that were not appropriate for the area such as: airport, cemetery, junkyard, or stockyard. He pointed out the location of the two distinct areas in the proposed on the overhead map. Mr. Whitman noted both areas in the proposed would allow for a mixture of

residential, commercial, retail, and service uses. He added the Moon City District is a “work-in-progress” and future amendments/adjustments may be needed.

Councilwoman Ferguson asked if the proposed live/work district is being implemented in other cities and if so, has it improved neighborhoods. Mr. Whitman responded this is a new idea to Springfield, but not to other cities. He added the aforementioned type of district has been a success in cities such as Seattle, Washington and Paducah, Kentucky.

An opportunity was given for citizens to express their views.

Margaret Wissmueller spoke regarding the proposed. She asked if the proposed would allow bars and restaurants to be located along Chase Street. Mr. Whitman responded affirmatively, adding that would be an approved use in areas located in the proposed development. Ms. Wissmueller expressed concern that bars located in the area could be disruptive to families in the neighborhood. She noted if those uses were removed from the proposed she would support Moon City fully.

Councilwoman Fulnecky asked Ms. Wissmueller to point out her house on the overhead map. Ms. Wissmueller complied.

Linda Passeri spoke in support of the proposed. She expressed her appreciation to everyone who has worked to support the proposed. She noted she lives in the Moon City Creative District and feels that the proposed would be beneficial to the area.

Steve Miller spoke in support of the proposed. He reiterated Ms. Passeri’s comments.

With no further appearances, the public hearing was closed.

**Rezoning: 2005, 2101, to
2218 West Chesterfield
Boulevard**

Sponsor: Schilling. Council Bill 2015-142. A general ordinance amending the Springfield Land Development Code, Section 1-1600, Zoning Maps, by rezoning approximately 19.31 acres of property generally located at 2005, 2101 to 2218 West Chesterfield Boulevard, and 3804 to 3859 South Cox Avenue from Planned Development District No. 141 2nd, 141 4th, 329 and 334 District to Planned Development District No. 349; and adopting an updated Official Zoning Map. (Both Planning and Zoning Commission and Staff recommend approval.) (By: Chesterfield Square Property Owners Association; 2005, 2101 to 2218 West Chesterfield Blvd. and 3804 to 3859 South Cox Avenue; Planned Development No. 349.)

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. She noted the proposed is located in the commercial area of Chesterfield Village. She added the Comprehensive Plan identifies this area as appropriate for high intensity retail, office or housing. Ms. Smith noted the current zoning requires 20% open space and parking on each lot. She added the proposed rezoning would permit future platting to occur with open space and parking allowed in the common area. Ms. Smith noted no changes to permitted uses and development standards are included in the proposed and it

is consistent with the original Chesterfield Village concept. She added the Planning and Zoning Commission and staff recommend approval.

Councilman Schilling asked if there were specific businesses planned for the proposed area. Ms. Smith responded she is not aware of a specific request at this time.

An opportunity was given for citizens to express their views. With no appearances, the public hearing was closed.

**Glenstone Marketplace
Community
Improvement District**

Sponsor: Fishel. Council Bill 2015-143. A special ordinance approving a Petition requesting the formation of the Glenstone Marketplace Community Improvement District; establishing the District as a political subdivision of the State of Missouri; declaring the 8.24 acres in such district to be a blighted area, and its redevelopment necessary for the preservation of the public peace, prosperity, health, safety, morals, and welfare; authorizing the City Manager, on behalf of the City, to execute a Cooperative Agreement between the City, the Glenstone Marketplace Community Improvement District, and Glenstone Marketplace, L.L.C.; and directing the City Clerk to notify the Missouri Department of Economic Development of the creation of the District. (Staff recommends approval.)

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. She noted the proposed is an incentive request, not a zoning request. Ms. Smith gave a brief overview of Community Improvement Districts (CID). She added if blighted, the CID revenues may be used to fund blight remediation activities. Ms. Smith noted the proposed petition dictates the specifics of the district, such as: geography, funding source, activities, and lifespan. She added the CID may only fund improvements within its boundary. Ms. Smith added the proposed CID includes the former Clarion Hotel, a portion of Friendly Ford, the frontage road, and a portion of Glenstone Avenue. She added the proposed would impose a sales tax not to exceed 1%. Ms. Smith noted the CID will “live” for 20 years, or until the projects detailed in the petition are reimbursed. She added the proposed identifies \$2.25 million in project costs. Ms. Smith noted the developer will pay the project costs upfront and then be reimbursed through CID revenues. She listed the proposed project costs included in the proposed.

Councilman Schilling asked how long the property in the proposed has been abandoned. Ms. Smith responded she did not have an exact timeframe.

Councilman Hosmer asked how long the owner has owned the property. Ms. Smith responded she does not know how long the current owner has owned the property, but it is being sold to a developer. Councilman Hosmer asked if it had been sold. Ms. Smith responded in the negative. Councilman Hosmer asked if the sale would be contingent on the designation of blight. Ms. Smith responded that would probably be a factor in the purchase. Councilman Hosmer asked for clarification regarding tax abatement. Ms. Smith responded there is no abatement included in the proposed.

Councilwoman Ferguson asked for clarification about the CID board members and how they would be made aware when the project reimbursement amount of

\$2.25 million is met. Ms. Smith responded State Statute requires the board be made up of people who either own property, own a business, or live in the CID. She added a cooperative agreement will be created with the developer and the City will certify all of the invoices, which will ensure the reimbursements are done correctly.

Councilwoman Ferguson asked if the frontage road will connect to Target. Ms. Smith responded affirmatively, adding the developer has been working with Target regarding access.

Councilman Fishel asked if there are any intersection improvements planned for the intersection by Friendly Ford. Ms. Smith responded that is a private road and there are no intersection improvements planned. She added there will be right in/right out access on Glenstone so much of the traffic should travel down there.

Councilman Fishel asked if that road would remain a private road. Ms. Smith responded affirmatively.

Councilwoman Fisk asked how many retail units would be included in this development. Ms. Smith responded approximately 60,000-80,000 square feet of development.

Councilwoman Fulnecky asked how many CID's are located near South Glenstone. Ms. Smith responded The Shoppes at James River would be the closest. She added there are nine CID's in Springfield.

Councilman McClure asked if Friendly Ford would be impacted by the proposed sales tax. Ms. Smith responded in the negative. She added vehicle taxes are paid based on your home address, not where you purchase the vehicle.

An opportunity was given for citizens to express their views.

Jeff Schrag spoke in support of the proposed. He noted he supports the proposed for the following reasons: improving the site would be positive to the area and business community because it is a high traffic area, the developer would be reimbursed only after expenses have been paid, and there would be no negative impact on local government budgets or property tax abatement.

Brett Roubal spoke in support of the proposed. He noted he is a representative of the developer. He added the proposed is the culmination of a two-year project. Mr. Roubal gave a brief overview of the proposed project. He noted the developer proposes a steady revenue stream upwards of \$30 million with this development. He added the proposed would also create over 100 jobs for the area. Mr. Roubal noted once the improvements are made the property tax would increase as well. He added there would not be a request for tax abatement on this project. Mr. Roubal noted leases have been signed and they expect to have approximately 80,000 square feet of retail space. He added the developer is ready to close on this property in June and begin work as soon as possible.

Councilman Hosmer asked what would stop a future developer from requesting

a tax abatement once the property is blighted. Ms. Smith responded at that point the developer would have to come back to Council with a redevelopment plan.

Councilman Hosmer expressed his appreciation to the developer for not requesting tax abatement.

Councilwoman Ferguson asked if property tax abatement could occur within a CID. Ms. Smith responded affirmatively, adding for example there is a Downtown Springfield CID and several properties downtown have received property tax abatement.

Councilwoman Fulnecky asked for clarification regarding what is located west of the property. Mr. Roubal responded that area includes multi-family residences.

With no further appearances, the public hearing was closed.

The following bills appeared on the agenda under First Reading Bills:

Council Bill 2015-146 was removed from Consent Agenda First Reading Bills.

BNSF Crossing at Bob Barker Blvd.

Sponsor: Ferguson. Council Bill 2015-146. A special ordinance authorizing the City Manager, or his designee, to enter into a Supplemental Municipal Agreement for Highway/Rail Crossing Improvements with the Missouri Highways and Transportation Commission (MHTC) and BNSF Railway Company (BNSF) for the purpose of coordinating participation by the City in the cost of the BNSF Crossing project at Bob Barker Boulevard, U.S. DOT Project No. 664 177B.

Dan Smith, Director of Public Works, gave a brief overview of the proposed. He noted the proposed project would restore the pedestrian connectivity between Ozarks Technical Community College and Drury University. He added it would also connect to the LINK.

Councilman Hosmer asked for clarification regarding the difference between the cost listed on the explanation sheet and the cost listed in the bill. Mr. Smith responded the cost listed in the bill is the cost to BNSF Railway Company, not the entire cost.

An opportunity was given for citizens to express their views. With no appearances, the discussion was closed.

Council Bill 2015-131 was removed from Consent Agenda Second Reading Bills.

License Agreement for Monitoring Wells

Sponsor: Fishel. Council Bill 2015-131. A special ordinance authorizing the City Manager, or his designee, to enter into a License Agreement for Monitoring Wells with Environmental Works, Inc. (EW), for the purpose of allowing EW to install and maintain (at no cost to the City) two monitoring wells on the public right-of-way on Republic Street east of Fremont Avenue to monitor groundwater conditions.

Dan Smith, Director of Public Works, gave a brief overview of the proposed. He noted the proposed facilitates the study and testing of groundwater that the Department of Natural Resources (DNR) has requested.

Councilman Hosmer asked if the proposed would specifically look at gasoline in the groundwater. Mr. Smith responded he is not sure exactly what DNR is looking for, but they have requested the monitoring wells be allowed. Councilman Hosmer asked staff to ask DNR what they are looking for. Mr. Smith responded they would ask and present that information to Council.

An opportunity was given for citizens to express their views. With no appearances, the discussion was closed.

The following appeared on the agenda under Petitions, Remonstrances, and Communications:

Alyssa Wagner spoke regarding the need for body cameras for Springfield Police Officers. She expressed her belief that body cameras are a very helpful tool. She added body cameras would eliminate the need to rely fully on witness statements. Ms. Wagner expressed her belief that body cameras would help improve agency transparency, while keeping officers and citizens safe. She presented Council with a handout.

UNFINISHED BUSINESS

The following appeared on the agenda under New Business:

The Mayor recommended the following reappointment to the Land Clearance for Redevelopment Authority: Steven H. Jackson with term to expire March 1, 2019.

MISCELLANEOUS

The following bills appeared on the agenda under Consent Agenda First Reading Bills:

CVB Budget

Sponsor: Fulnecky. Council Bill 2015-144. A special ordinance authorizing the City Manager, or his designee, to enter into an agreement with the Springfield Convention and Visitors Bureau, Inc. (SCVB), that includes the SCVB's Fiscal Year 2015-2016 budget and marketing plan to promote travel and tourism in the City.

Sports Commission

Sponsor: McClure. Council Bill 2015-145. A special ordinance authorizing the City Manager, or his designee, to enter into an agreement with the Greater Springfield Area Sports Commission, Inc. (Sports Commission), whereby the City will provide the Sports Commission with a share of the City's collection fees from the hotel/motel gross receipts tax to fund the Sports Commission's efforts to promote the hosting of national and regional sporting events to the City.

Council Bill 2015-146 was read and discussed under First Reading Bills.

**Preliminary Plat of
Republic Kansas
Subdivision**

Sponsor: Schilling. Council Bill 2015-147. A special ordinance authorizing the Director of Planning and Development to accept the dedication of the public streets and easements to the City of Springfield as shown on the Preliminary Plat of Republic Kansas Subdivision, generally located at 1545 West Republic Street, upon the applicant filing and recording a final plat that substantially conforms to the preliminary plat; and authorizing the City Clerk to sign the final plat upon compliance with the terms of this ordinance. (Planning and Zoning Commission and Staff recommend that City Council accept the public streets and easements.)

**Stormwater
Improvements Phase 1 –
Ravenwood South
Subdivision**

Sponsor: Fishel. Council Bill 2015-148. A special ordinance approving the plans and specifications for Stormwater Improvements Phase I, Ravenwood South Subdivision, Plan No. 2014PW0054SW, accepting the bid of Flat Creek Excavating, L.L.C. for that project; and authorizing the City Manager, or his designee, to enter into a contract with such bidder.

CONSENT AGENDA ONE READING BILLS

**The following bills appeared on the agenda under Consent Agenda
Second Reading Bills:**

PHAB Accreditation

Sponsor: Fulnecky. Council Bill 2015-125. A special ordinance authorizing the City Manager, or his designee, to apply for and accept accreditation from the national Public Health Accreditation Board (PHAB), and enter into an agreement with PHAB for full accreditation review.

Council Bill 2015-125. Special Ordinance 26570 was approved by the following vote: Ayes: Schilling, Fishel, McClure, Fisk, Hosmer, Fulnecky, Ferguson, and Stephens. Nays: None. Absent: Burnett. Abstain: None.

**Southwest Wastewater
Treatment Plant –
Demolition of Existing
Tanks**

Sponsor: Schilling. Council Bill 2015-126. A special ordinance approving the plans and specifications, and accepting the bid of Davis Structure and Development Corporation for the demolition of existing tanks at the Southwest Wastewater Treatment Plant (SWTP), and authorizing the City Manager, or his designee, to enter into a contract for said improvement, and amending the budget of the Environmental Services Department for Fiscal Year 2014-2015 to appropriate \$819,500 from the fund balance reserves of the Clean Water Fund.

Council Bill 2015-126. Special Ordinance 26571 was approved by the following vote: Ayes: Schilling, Fishel, McClure, Fisk, Hosmer, Fulnecky, Ferguson, and Stephens. Nays: None. Absent: Burnett. Abstain: None.

**Equipment for
Department of
Information Systems**

Sponsor: McClure. Council Bill 2015-127. A special ordinance authorizing the City of Springfield, Missouri, to enter into a schedule of equipment to its existing master equipment lease-purchase agreement, the proceeds of which will be used to pay the costs of acquiring equipment for the Department of Information Systems, to do all things necessary to carry out the lease-purchase transaction, including the execution of certain documents in connection therewith; and amending the budget of the Department of Information Systems for Fiscal Year 2014-2015 in the amount of \$386,980.

Council Bill 2015-127. Special Ordinance 26572 was approved by the following vote: Ayes: Schilling, Fishel, McClure, Fisk, Hosmer, Fulnecky, Ferguson, and Stephens. Nays: None. Absent: Burnett. Abstain: None.

CU Agreement with BKD

Sponsor: Hosmer. Council Bill 2015-128. A special ordinance authorizing the General Manager or his designee, on behalf of City Utilities, to enter into an agreement with BKD, LLP to provide professional auditing services to City Utilities of Springfield, Missouri for fiscal years 2015-2019. If City Utilities is unsuccessful at negotiating the terms and conditions of the contract with BKD, LLP, then City Utilities will move to the second lowest and best bid of McGladrey.

Council Bill 2015-128. Special Ordinance 26573 was approved by the following vote: Ayes: Schilling, Fishel, McClure, Fisk, Hosmer, Fulnecky, Ferguson, and Stephens. Nays: None. Absent: Burnett. Abstain: None.

Safety Improvements: Interstate Loop 44

Sponsor: Burnett and Fishel. Council Bill 2015-129. A special ordinance authorizing the City Manager, or his designee, to enter into a Municipal Agreement with the Missouri Highways and Transportation Commission (MHTC) to coordinate construction, maintenance, and participation in the cost of constructing safety improvements on various sections of Interstate Loop 44 (Glenstone Avenue) between Interstate 44 (I-44) and Battlefield Road, designated as MHTC Job No. J8P3023.

Council Bill 2015-129. Special Ordinance 26574 was approved by the following vote: Ayes: Schilling, Fishel, McClure, Fisk, Hosmer, Fulnecky, Ferguson, and Stephens. Nays: None. Absent: Burnett. Abstain: None.

Construction and Maintenance of the Chestnut Expressway Overpass Bridge

Sponsor: Burnett. Council Bill 2015-130. A special ordinance authorizing the City Manager, or his designee, to enter into a Municipal Agreement with the Missouri Highways and Transportation Commission (MHTC) for the construction and maintenance of the Chestnut Expressway Overpass Bridge Improvement, designated as MHTC Job No. J8P2196.

Council Bill 2015-130. Special Ordinance 26575 was approved by the following vote: Ayes: Schilling, Fishel, McClure, Fisk, Hosmer, Fulnecky, Ferguson, and Stephens. Nays: None. Absent: Burnett. Abstain: None.

Council Bill 2015-131 was read and discussed under First Reading Bills.

Primrose Street Intersection Improvements

Sponsor: Fishel. Council Bill 2015-132. A special ordinance approving the plans and specifications for the Campbell Avenue and Primrose Street Intersection Improvements project, Plan No. 2013PW0017T, accepting the bid of Hartman and Company, Inc., for that project, and authorizing the City Manager, or his designee, to enter into a contract with such bidder.

Council Bill 2015-132. Special Ordinance 26576 was approved by the following vote: Ayes: Schilling, Fishel, McClure, Fisk, Hosmer, Fulnecky, Ferguson, and Stephens. Nays: None. Absent: Burnett. Abstain: None.

Sale of Real Estate: 4000 Block of South Campbell

Sponsor: Fishel. Council Bill 2015-133. A special ordinance authorizing the City Manager, or his designee, to enter into a Contract for Sale of Real Estate to

Avenue

sell 10,179 square feet of City real estate located in the 4000 block of south Campbell Avenue to Campbell Republic, LLC, for \$18,325; authorizing the Mayor to execute necessary documents to convey title to the real estate; and amending the budget of the City for Fiscal Year 2014-2015, in the amount of \$18,325, to appropriate net proceeds from the sale to the Police-Fire Pension Fund.

Council Bill 2015-133. Special Ordinance 26577 was approved by the following vote: Ayes: Schilling, Fishel, McClure, Fisk, Hosmer, Fulnecky, Ferguson, and Stephens. Nays: None. Absent: Burnett. Abstain: None.

**Agreement with Nestle
Purina PetCare
Company**

Sponsor: Ferguson. Council Bill 2015-134. A special ordinance authorizing the City Manager, or his designee, on behalf of the City of Springfield (hereinafter City), to renew an agreement with Nestle Purina PetCare Company (hereinafter Nestle) for the recycling of newsprint and mixed paper from the City Recycling Centers at no cost to the city. (Staff recommends approval).

Council Bill 2015-134. Special Ordinance 26578 was approved by the following vote: Ayes: Schilling, Fishel, McClure, Fisk, Hosmer, Fulnecky, Ferguson, and Stephens. Nays: None. Absent: Burnett. Abstain: None.

Council confirmed the following appointments to the Art Museum Board: Norene Rinker and Jeffrey Schmitt with terms to expire June 1, 2018.

Council confirmed the following reappointments for Substitute Municipal Court Judge: Chantel Alberhasky; Dennis Budd; Gregory Dorshorst; and Aaron Jones with terms to expire June 30, 2016.

Closed Session

Mayor Stephens moved that City Council hold a closed meeting to discuss legal actions, causes of action, litigation, privileged and confidential communications, pursuant to Sections 610.021 (1), and this meeting, record, and vote be closed and the City Council shall stand adjourned at the end of the closed session. Councilman McClure seconded the motion and it was approved by the following vote: Ayes: Schilling, Fishel, McClure, Fisk, Hosmer, Fulnecky, Ferguson, and Stephens. Nays: None. Absent: Burnett. Abstain: None.